

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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HECTOR MOLINA, ) Case No. 15-cv-7643  
Plaintiff, )  
vs. )  
SA MIDTOWN LLC d/b/a CASA LEVER, et al, )  
Defendants. )  
----- )  
STATE OF NEW YORK )

**AFFIDAVIT OF  
SERVICE**

COUNTY OF NEW YORK )

Danielle Privos being duly sworn deposes and says: Deponent is not a party  
herein, is over 18 years of age.

On 10/06/15, 2015 at 12:30 am at 390 Park Avenue New York, NY 10022  
deponent served the within Summons and Complaint: on Gherardo Guarducci  
Defendant therein named.

1. [ ] **Individual**: By delivering a true copy of each to said recipient personally;  
Deponent knew the person served to be the person described as said person by a)  
photograph or b) admitted to being said person.

2. [ ] **Corporation**: By delivering a true copy of each to \_\_\_\_\_  
personally, deponent knew the person so served to be the \_\_\_\_\_ of the  
corporation, and authorized to accept service on behalf of the corporation.

3. [  ] **Suitable Age and Discretion**: By delivering a true copy of each to  
Robert Penafiel - Host, a person of suitable age and discretion.  
Said premises is recipient's [ ] actual place of business or [ ] dwelling house (usual place  
of abode) within the state.

4. [ ] **Affixing to Door**: By affixing a true copy of each to the door of said premises,  
which is recipient's [ ] actual place of business or [ ] dwelling house (usual place of  
abode) within the state.

Deponent was unable, with due diligence to find recipient or a person of suitable age  
and discretion, having called thereat

On the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_  
On the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_  
On the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_

5.  **Mail Copy:** On 10/06/15, deponent completed service by depositing a true copy of each document to the above address in a First Class postpaid properly addressed envelop marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

6.  **Description:** A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:

Sex: Male  
 Color of Skin: fair  
 Color of Hair: black  
 Age: 44  
 Height: 5'6  
 Weight: 150  
 Other Features: \_\_\_\_\_

7.  **Military Service:** Deponent asked person spoken to whether the recipient was presently in the military service of the United States Government or the State of New York and was informed that recipient was not. Recipient wore ordinary civilian clothes and no military uniform or badges.

8.  **Other:** \_\_\_\_\_

Danielle Privat  
BY: Danielle Privat

SWORN TO ME ON  
6<sup>th</sup> DAY OF October, 2015

Janice Kim  
NOTARY PUBLIC:  
MY COMMISSION EXPIRES ON:

**JANICE S KIM**  
Notary Public, State Of New York  
No. 02K16314158  
Qualified in New York County  
Commission Expires Nov 3, 2018